

17621 U.S. PTO  
09/11/03

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

22278 U.S. PTO  
10/660303  
09/11/03

Applicant: John W. Stewart, III;  
Wendy R. Cartee and  
Truman Joe  
Filed: Herewith Docket No.: 1014-067US01/JNP-0314  
Title: AUTOMATIC ESTABLISHMENT OF NETWORK PERFORMANCE  
MONITORING COMMUNITIES USING ROUTING PROTOCOLS

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: ET80621396US  
Date of Deposit: September 11, 2003

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, Alexandria, VA 22313-1450.

By: *Samantha Rupert*  
Name: Samantha J. Rupert

**REQUEST FOR PATENT APPLICATION UNDER 37 C.F.R. § 1.53(b)**

MAIL STOP PATENT APPLICATION  
Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached correspondence relating to this application:

- Transmittal sheet containing Certificate of Mailing.
- Utility Patent Application: Spec. 20 pgs; Claims 9 pgs; Abstract 1 pg.  
The fee has been calculated as shown below in the "Claims as Filed" table.
- 5 sheets of formal drawings.
- Signed Combined Declaration and Power of Attorney (4 pgs.)
- Assignment including Recordation Form Cover Sheet, and fee of \$40.00.
- Check in the amount of \$1516.00 : \$1476.00 for filing fee and \$40.00 for assignment fee.
- Nonpublication Request.
- Return postcard.

**CLAIMS AS FILED**

Number of Claims Filed	In Excess of:	Number Extra		Rate		Fee
<b>Basic Filing Fee</b>						<b>\$750.00</b>
<b>Total Claims</b>						
51	20	31	x	\$18.00	=	\$558.00
<b>Independent Claims</b>						
5	3	2	x	\$84.00	=	\$168.00
<b>MULTIPLE DEPENDENT CLAIM FEE</b>						
<b>TOTAL FILING FEE</b>						<b>\$1476.00</b>

Please apply any charges not covered, or any credits, to Deposit Account No. 50-1778.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (651) 735-1100.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to Practitioners at Customer Number 28863.



28863

PATENT TRADEMARK OFFICE

Date:

September 11, 2003

By:

Kent J. Sieffert

Name: Kent J. Sieffert

Reg. No.: 41,312

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**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	John W. Stewart, III
Title	AUTOMATIC ESTABLISHMENT OF NETWORK PERFORMANCE MONITORING COMMUNITIES USING ROUTING PROTOCOLS
Atty Docket Number	1014-067US01/JNP-0314

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9/11/03

Date



Signature

Kent J. Sieffert

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**